

## Regular Meeting of the City Council

Chesilie May Dec 1st 1881

Keon J. W. Robertson Mayor Presiding,

Jan. 6th

(Race call present adenosin Schneider Yellow  
Hancock, wells, Campbell, Schubert Underhill  
Mads Warren Crooker Odell Carrington Rose  
Clark Brosh Ervin & Brewster 17

Absent Alderman Rector Robertson & Mackies

Sk. St. 1.  
19. 1. 1900

Alderman Hill presented a petition from A. H. Alder asking that a fine of ten dollar imposed against him in the recorder's court be remitted Petition granted

J.J.E. et  
M. B. D.

11. The petition of J. P. Eearhart asking that \$75<sup>00</sup> of a fine imposed against him in the recorder's Court for carrying a pistol was granted by a unanimous vote.

Sudanijer  
Nov 1584

The report of the City sexton for 1888 shows  
total deaths 44 white white & colored 19  
Male 18 Female 76 Mexicans referred to the  
Cemetery Committee

Scarabaei.  
July 2<sup>nd</sup> 1851.

The Report of the City Marshal for Nov 1854 shows  
Total arrests 177. Fine assessed \$149.85. Cash from  
fine \$89.80 worked out 43.50 turned over to  
the County \$80.00 Due by escapee \$53.00 due by prisoners  
\$36.50 Cash from back fine \$94.50 worked out \$73.50  
referred to the Police Committee.

Physicians  
for Peace 1988

The report of the City Physician for 1880-81 was  
read and referred to the Hospital Committee

Annual  
Report of  
Treasurer

Annual Report of the City Treasurer for the  
Fiscal year ending Dec 1, 1884 referred to the  
Finance committee

## Debits

Balance on hand Dec 1st, 1883 \$10469.71  
Received from the Assessor & Collector  
on act of advalorem tax 57.196.31

(Rec'd from Mayor's Finance Committee thru Mr. F. C. Nell)

Bank Austin proceeds \$22,000 borrowed in N.Y. \$27,966.17

Proc'd from W. J. Shred Atty., over collection in the cause  
of W. J. Erwin vs. City of Austin

Borrowed to pay full interest on Austin City Bonds \$5,000.00

Proceeds of sale of 6 per cent Bonds \$500. each at 40 cent \$38,000.00

Rec'd from state of Texas on act of school fund of 1880

the year ending Aug<sup>31<sup>st</sup></sup>, 1885.

Oral 9/18/33, 4:00, 75

## Creditos

Paid check (President) of Board of Trustees \$1,077.75

Back debt fund p.d. 6 per cent 11' amounts to \$11,177.80

back door fund 10.0 per cent warrants \$11,111.88  
paid non interest warrants \$1,830.22

General fund Pd. mon. interest warrants 183,888.90

Interest on bonds fed. coupons on 10% interest Bonds \$7,670.00

1750.00

(Bonds act. fed. through 1st Nat'l. Bank of Austin 10 percent  
from 1882 to 1885) 641-122-23

bonds No 4 to 29, inclusive \$114,000.00  
which will be paid \$100.00

10 per cent Bond mato 1400.00  
School Fund Rec B.C. Education Board Austin Public Schools 65.407.50

Octave

Cash balance Nov 30 1884

Hospital fund \$1,074.19

Cemetery " 51,040.49

Marked " 1,44 ÷ 3.78 .

Back deck 1 \$190.88

Interest " \$1,500.10  
General " 824.68 62 \$ 20084.34

J. W. Coward  
City Treasurer

December 1st 1884

Amount	Report of the City Treasurer for the month ending Nov 30 1884
Balance on hand Oct 31 1884	\$31,770.77
Received from Ass't Co.	\$2055.00
State of Texas on account of school funds	\$2,103.75
Total	<u>\$36,589.54</u>
	Credits
Paid non interest warrants	\$3,671.58
check Hospital trustee	\$2,444.87
interest on bonds due July 1, Consequent bonds no 130	\$15.00
to A. Endow Treasury of Public schools	<u>\$4,141.45</u>
Total	<u>\$6,640.80</u>
Bank balance Nov 30, 1884	\$9,884.34
Unappropriated Balance	<u>\$7,039.46</u>

St. Barnard

Ordinance

Billings

Wingard

Dec 1st

The street committee submitted the following report on an ordinance to extend a bridge over West Dean St. report adopted

To the Hon Mayor and Board of Aldermen  
of the City of Austin

Your committee to whom was referred the within ordinance have had the same under due consideration and would most respectfully recommend that the ordinance do pass

J Schubert  
Chairman Street Committee

Report of the City Water Co against the City  
The following report was submitted by the special  
Committee appointed to adjust and settle the claim  
of the City Water Co against the City

To the Honorable the City Council of Austin Tex  
Your committee appointed to adjust and settle all equitable claims of the City Water Company  
against the City to date with instructions to report its actions and recommendations, beg  
leave to report

1st. That your committee, through its chairman  
and by individual members thereof, has conferred  
with said water Company through its president  
and has solicited the cooperation of said Co.

in and toward's the adoption of some plan for arbitration or other equitable adjustment of the differences existing between the City and said Co. arising under the Contract which said Company claims to have with the City.

~~That~~ such solicitations have failed to secure such cooperation, or any proposition from said Company enabling your committee to be instrumental in bring about settlement of difference or relief from the unsatisfactory condition of the affairs between the City and the Company, the attitude of the Company through its president leading us to understand that the company is unwilling to yield to any demands of the City for reduction of the Company's claim, or for any better assurance of the rights of the City or of citizens than said contract now provides.

3. In the further discharge of its duties in the premises your committee has taken under advisement the status of affairs between the City and said company and the citizens of Austin, in so far as as the latter are effected by the action of this body in the premises with the view of submitting the recommendations of your committee as intimated as to the course most advisable for the City to pursue, and with out attempting to enumerate the facts or legal consequences of facts involved, your committee would recommend that unless some more express and unambiguous concession of the privileges and rights of the City as well as the citizens of Austin than is afforded by the terms of the Contract now claimed by the company, can be obtained, and satisfactory guarantee obtained that the past inadequacies of the water service will not recur, the validity and extent and just interpretation of said contract ought to be subjected to judicial ascertainment.

In other words, that the city ought in view of the grave complaints and doubts, as well as the vast interest involved, to resist payment under said Contract.

December 1<sup>st</sup> 1884

4<sup>th</sup> Your committee, in further discharge of its duty has endeavored to obtain by inquiry, as to the facts and law involved the necessary informations to enable it to recommend the course of defence and resistance best calculated to secure the end desired and in as much as the complaints, and so far as ascertained most satisfactory and material evidence affecting the questions involved applies to the present six months, viz since July 1<sup>st</sup>, 1884 of our committee and which might possibly be excluded in a contest upon the claim of the company for the period from January 1<sup>st</sup>, 1884, Your committee without in any manner vindicating the Company as to complaints and objections arising during that term would recommend that the claim of the company for that term be paid and that resistance and defence be record against the claim for the current half year when made unless the equitable and just grievances of the City and citizens be remedied.

Your committee would further say, they have had the benefit of repeated conference with the City Attorney and are much indebted to him for his assistance.

Lewis Hancock  
A. J. Hill  
Committee

alderman Underhill moved to strike out part of the report recommending the payment of the water Company's claim. Motion to strike out was lost by the following vote yes Aldermen Oliver Campbell, Schubert Underhill, Payson Wells, Maas Warren, Crooker Odell Carrington, Hill Plaza, Ervin Bruck, Brennen

The motion to adopt the report was carried by the following vote yes Aldermen Schneiden Hancock Campbell Schubert, Maas Warren, Crooker, Odell, Carrington, Hill Plaza, Ervin Bruck and Brennen

(Pay's aldermen Oliver Wells and Underhill,

Alderman Crooker called up an ordinance appropriating the sum of \$50000. for payment of a bill due July 1<sup>st</sup>, 1884. The ordinance was read second time.

Alderman Kile offered the following amendment which was adopted:

Amend section one by adding "Provided" that the allowance and payment of said sum shall not be a recognition of the validity of the contract, nor shall the same in any manner estop the city from disputing the validity or performance of said contract nor interpose any defense it could have made had this payment never been made.

The motion to suspend the rules and place the ordinance on its third reading was lost by the following vote yeas Aldermen Hancock, Wells, Maas, Warren, Crooker, Odell, Carrington, Kile, Blodt, Ervin, Brush, Brennen, n. Nay's Aldermen Schneider, Galloway, Campbell, Underhill, Schubert

Alderman Hancock called up an ordinance entitled and Ordinance providing for the extension of the bridge on west Pecan street between San Antonio & Bruce streets, and appropriating six hundred dollars therefor.

The ordinance was read second time then read third time under suspension of the rules and passed by the following vote yeas Aldermen Schneider, Galloway, Hancock, Wells, Campbell, Maas, Schubert, Warren, Crooker, Odell, Carrington, Kile, Blodt, Ervin, Brush & Brennen Nay's Ald Underhill

Alderman Hancock offered an ordinance appropriating the sum of \$4800 to pay the compress Company for building a bridge over shoal creek on Pine street. The ordinance was read first time and then referred to the street committee.

Alderman Odell introduced an ordinance appropriating the sum of \$500. to pay the interest

December 1<sup>st</sup> 1884

on the bonded debt of the City due Jan, & 1885  
 The ordinance was read second and third times  
 under suspension of the rules and passed by the  
 following vote, Yeas Aldermen Schneider, pillow,  
 Hancock, Wells, Campbell, Schubert, Underhill, Maas  
 Warren, Crooker, Odell, Carrington, Hile, Platt, Ervin  
 Brush & Brunnen 17

*Nov 1884, 10 AM  
 10 AM 1884  
 1884.*  
 The Finance Committee introduced an ordin-  
 ance appropriating the sum of \$7,67.83 for the  
 pay roll of the City of Austin for the month of  
 November 1884

The ordinance was read second and third  
 times under suspension of the rules and passed  
 by the following vote from Aldermen Schneider  
 Pillow, Hancock, Wells, Campbell, Schubert, Under-  
 hill, Maas, Warren, Crooker, Odell, Carrington, Hile,  
 Platt, Ervin, Brush, & Brunnen 17.

*Dec 1<sup>st</sup> 1884  
 Market House  
 on 1884.  
 1884.*  
 Alderman Ervin introduced an ordinance  
 appropriating the sum of \$2000 for the purpose  
 of building a market house on market square  
 read first time and then referred to the Market  
 House Committee

*Resolution  
 company  
 10 AM 1884  
 11 AM 1884  
 1884.*  
 Alderman Hancock introduced the follow-  
 ing resolution which was adopted:

*Be it resolved, that the Company  
 is hereby requested to lay before the street committee  
 of the City Council the Bill and vouchers for  
 the erection of the bridge over shoal creek, and  
 that the City Clerk is hereby instructed to deliver  
 a copy of this resolution to said Company*

*to same up  
 Ord \$5000.  
 hydrant  
 until  
 motion lost by the following vote of yeas  
 Aldermen Schneider, Hancock, Wells, Maas, Warren,  
 Crooker, Carrington, Hile, Platt, Ervin, Brush & Brunnen*

Spay Alderman. Pillow, Campbell, Schubart, Underhill,

Alderman Hise moved to reconsider the adoption of the report of the Police committee on the petition of A.H. Geobel and that the report be not adopted and that the petition be referred back to the Committee. Motion carried.

On motion the Council adjourned

J. P. Penace

City Clerk